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OFFICIAL GAZETTE

OF THE

HIGH COMMISSIONER FOR SOUTH AFRICA.

PUBLISHED BY AUTHORITY OF HIS ROYAL HIGHNESS THE HIGH COMMISSIONER

Vol. LXXVI.]

PRETORIA, FRIDAY, 14TH OCTOBER, 1921.

[No. 1052.

No. 67 of 1921.]

PROCLAMATION

By His Royal Highness the High Commissioner

Whereas by the Treaty of Peace (Austria) Order (Basutoland) Proclamation 1920 the Treaty of Peace (Austria) Order 1920 was modified in certain respects in its application to Basutoland (herein after referred to as "the Territory");

And whereas by the Treaty of Peace (Bulgaria) Order (Basutoland) Proclamation 1920 the Treaty of Peace (Bulgaria) Order 1920 was modified in certain respects in its application to the Territory;

And whereas it is expedient also to modify the Treaty of Peace (Austria) (No. 2) Amendment Order 1921 and the Treaty of Peace (Bulgaria) (No. 2) Amendment Order 1921 in their application to the Territory;

Now therefore under and by virtue of the powers in me vested I do hereby declare, proclaim and make known as follows:—

1. The Treaty of Peace (Austria) (No. 2) Amendment Order 1921 and the Treaty of Peace (Bulgaria) (No. 2) Amendment Order 1921 shall in their application to the Territory be subject to the following modifications that is to say:—

- Wheresoever the word "Administrator" occurs there shall be substituted therefor the word "Controller."
- Wheresoever the word "Treasury" occurs there shall be substituted therefor the words "High Commissioner for South Africa."
- In the amendment to paragraph 1 (xxiv) of the Treaty of Peace (Austria) Order 1920, and in the amendment to paragraph 1 (xvii) of the Treaty of Peace (Bulgaria) Order 1920 for the words "eighteen months" shall be substituted "twenty months".

2. This Proclamation may be cited for all purposes as the Treaties of Peace (Austria and Bulgaria) Amendment Orders (No. 2) (Basutoland) Proclamation 1921 and shall be deemed to have come into operation on the date when the provisions of the Amendment Orders affected thereby came into operation.

GOD SAVE THE KING.

Given under my Hand and Seal at Livingstone this Twenty-second day of September One thousand Nine hundred and Twenty-one.

ARTHUR FREDERICK,
High Commissioner.

By Command of His Royal Highness the
High Commissioner.

C. L. O'B. DUTTON,
Acting Imperial Secretary.

(Printed by the Government Printer, Pretoria.)

No. 68 of 1921.]

PROCLAMATION

By His Royal Highness the High Commissioner.

Whereas by the Treaty of Peace (Austria) Order (Bechuanaland Protectorate) Proclamation 1920 the Treaty of Peace (Austria) Order 1920 was modified in certain respects in its application to the Bechuanaland Protectorate (herein after referred to as "the Territory");

And whereas by the Treaty of Peace (Bulgaria) Order (Bechuanaland Protectorate) Proclamation 1920 the Treaty of Peace (Bulgaria) Order 1920 was modified in certain respects in its application to the Territory;

And whereas it is expedient also to modify the Treaty of Peace (Austria) (No. 2) Amendment Order 1921 and the Treaty of Peace (Bulgaria) (No. 2) Amendment Order 1921 in their application to the Territory;

Now therefore under and by virtue of the powers in me vested I do hereby declare, proclaim and make known as follows:—

1. The Treaty of Peace (Austria) (No. 2) Amendment Order 1921 and the Treaty of Peace (Bulgaria) (No. 2) Amendment Order 1921 shall in their application to the Territory be subject to the following modifications that is to say:—

- Wheresoever the word "Administrator" occurs there shall be substituted therefor the word "Controller."
- Wheresoever the word "Treasury" occurs there shall be substituted therefor the words "High Commissioner for South Africa."
- In the amendment to paragraph 1 (xxiv) of the Treaty of Peace (Austria) Order 1920, and in the amendment to paragraph 1 (xvii) of the Treaty of Peace (Bulgaria) Order 1920 for the words "eighteen months" shall be substituted "twenty months".

2. This Proclamation may be cited for all purposes as the Treaties of Peace (Austria and Bulgaria) Amendment Orders (No. 2) (Bechuanaland Protectorate) Proclamation 1921 and shall be deemed to have come into operation on the date when the provisions of the Amendment Orders affected thereby came into operation.

GOD SAVE THE KING.

Given under my Hand and Seal at Livingstone this Twenty-second day of September One thousand Nine hundred and Twenty-one.

ARTHUR FREDERICK,
High Commissioner.

By Command of His Royal Highness the
High Commissioner.

C. L. O'B. DUTTON,
Acting Imperial Secretary.

(Printed by the Government Printer, Pretoria.)

No. 69 of 1921.]

PROCLAMATION

By His Royal Highness the High Commissioner.

Whereas by the Treaty of Peace (Austria) Order (Swaziland) Proclamation 1920 the Treaty of Peace (Austria) Order 1920 was modified in certain respects in its application to Swaziland (herein after referred to as "the Territory");

And whereas by the Treaty of Peace (Bulgaria) Order (Swaziland) Proclamation 1920 the Treaty of Peace (Bulgaria) Order 1920 was modified in certain respects in its application to the Territory;

And whereas it is expedient also to modify the Treaty of Peace (Austria) (No. 2) Amendment Order 1921 and the Treaty of Peace (Bulgaria) (No. 2) Amendment Order 1921 in their application to the Territory;

Now therefore under and by virtue of the powers authorities and jurisdiction conferred upon and committed to me by His Majesty under the Swaziland Order in Council 1903 as amended by the Swaziland Order in Council 1906, and the Swaziland Order in Council 1909, I do hereby declare, proclaim and make known as follows:—

1. The Treaty of Peace (Austria) (No. 2) Amendment Order 1921 and the Treaty of Peace (Bulgaria) (No. 2) Amendment Order 1921 shall in their application to the Territory be subject to the following modifications that is to say:—

- Wheresoever the word "Administrator" occurs there shall be substituted therefor the word "Controller."
- Wheresoever the word "Treasury" occurs there shall be substituted therefor the words "High Commissioner for South Africa."
- In the amendment to paragraph 1 (xxiv) of the Treaty of Peace (Austria) Order 1920, and in the amendment to paragraph 1 (xvii) of the Treaty of Peace (Bulgaria) Order 1920 for the words "eighteen months" shall be substituted "twenty months".

2. This Proclamation may be cited for all purposes as the Treaties of Peace (Austria and Bulgaria) Amendment Orders (No. 2) (Swaziland) Proclamation 1921 and shall be deemed to have come into operation on the date when the provisions of the Amendment Orders affected thereby came into operation.

GOD SAVE THE KING.

Given under my Hand and Seal at Livingstone this Twenty-second day of September One thousand Nine hundred and Twenty-one.

ARTHUR FREDERICK,
High Commissioner.

By Command of His Royal Highness the
High Commissioner.

C. L. O'B. DUTTON,
Acting Imperial Secretary.

(Printed by the Government Printer, Pretoria.)

No. 71 of 1921.]

PROCLAMATION

BY HIS ROYAL HIGHNESS THE HIGH COMMISSIONER.

Whereas by the Southern Rhodesia Treaty of Peace Order (Austria) Proclamation 1921 the Treaty of Peace (Austria) Order 1920 was modified in certain respects in its application to Southern Rhodesia (herein after referred to as "the Territory");

And whereas by the Southern Rhodesia Treaty of Peace Order (Bulgaria) Proclamation 1921 the Treaty of Peace (Bulgaria) Order 1920 was modified in certain respects in its application to the Territory;

And whereas it is expedient also to modify the Treaty of Peace (Austria) (No. 2) Amendment Order 1921 and the Treaty of Peace (Bulgaria) (No. 2) Amendment Order 1921 in their application to the Territory;

Now therefore under and by virtue of the powers in me vested I do hereby declare, proclaim, and make known as follows:—

1. The Treaty of Peace (Austria) (No. 2) Amendment Order 1921 and the Treaty of Peace (Bulgaria) (No. 2) Amendment Order 1921 shall in their application to the Territory be subject to the following modifications, that is to say,—

- whereas the word "Administrator" occurs there shall be substituted therefor the word "Controller";
- whereas the word "Treasury" occurs there shall be substituted therefor the word "Administrator";
- in the amendment to paragraph 1 (XXIV) of the Treaty of Peace (Austria) Order 1920, and in the amendment to paragraph 1 (XVII) of the Treaty of Peace (Bulgaria) Order 1920 for the words "eighteen months" shall be substituted "twenty months."

This Proclamation may be cited for all purposes as the Southern Rhodesia Treaties of Peace (Austria and Bulgaria) Amendment Orders (No. 2) Proclamation, 1921, and shall be deemed to have come into operation on the date when the provisions of the Amendment Orders affected thereby came into operation.

GOD SAVE THE KING.

Given under my Hand and Seal at Pretoria this Twenty-eighth day of September One thousand Nine hundred and Twenty-one.

ARTHUR FREDERICK,
High Commissioner.

By Command of His Royal Highness the
High Commissioner.

C. L. O'B. DUTTON,
Acting Imperial Secretary.

(Printed by the Government Printer, Pretoria.)

No. 72 of 1921.]

PROCLAMATION

BY HIS ROYAL HIGHNESS THE HIGH COMMISSIONER.

Whereas it is expedient to amend the tariff of fees allowed to attorneys on taxation of costs in the Special Court of Swaziland in civil cases;

Now therefore under and by virtue of the powers authorities and jurisdiction conferred upon and committed to me by His Majesty under the Swaziland Order-in-Council 1903 as amended by the Swaziland Order-in-Council 1906 and the Swaziland Order-in-Council 1909, I do hereby declare, proclaim and make known as follows:—

1. From and after the date of the publication of this Proclamation the fees prescribed by the schedule to Proclamation No. 4 of 1914 shall be increased by twenty-five per cent. (25%) and shall be allowed in respect of all costs arising and accruing on or after the date above mentioned.

2. This Proclamation shall be read as one with the said Proclamation and shall have force and take effect from the date of its publication in the *Gazette*.

GOD SAVE THE KING.

Given under my Hand and Seal at Pretoria this Ninth day of October, One thousand Nine hundred and Twenty-one.

ARTHUR FREDERICK,
High Commissioner.

By Command of His Royal Highness the
High Commissioner.

C. L. O'B. DUTTON,
Acting Imperial Secretary.

(Printed by the Government Printer, Pretoria.)

No. 73 of 1921.]

PROCLAMATION

BY HIS ROYAL HIGHNESS THE HIGH COMMISSIONER.

Whereas it is expedient to amend the law regulating the manufacture and possession of certain intoxicating liquors known as "Kaffir beer," "mokolane," and "khadi" in the Bechuanaland Protectorate;

Now therefore under and by virtue of the powers in me vested I do hereby declare, proclaim, and make known as follows:—

1. (1) This Proclamation shall be of force and effect within—

(a) the Tati District of the Bechuanaland Protectorate, excepting so much of the said district as is set aside as a reserve for the occupation of natives in terms of Proclamation No. 2 of 1911, First Schedule;

(b) all land within the Bechuanaland Protectorate transferred to or in the occupation of the Rhodesia Railways, Limited.

(2) The High Commissioner may by notice in the *Gazette* from time to time specify other areas within the Protectorate to which the provisions of this Proclamation shall apply, and the said provisions shall apply accordingly within such area from the date of the respective notice.

2. It shall not be lawful for any person to make, assist in making, or cause to be made any of the liquors commonly called "Kaffir beer," "mokolane," and "khadi" upon any land to which the provisions of this Proclamation shall apply, or to sell or barter upon such land any "Kaffir beer," "mokolane," or "khadi" without in each case having obtained the permission of the owner of such land or of the Rhodesia Railways, Limited, as the case may be, or the permission of some person duly authorized by such owner or the Rhodesia Railways, Limited, to give it, and the burden of proving that such permission was duly obtained shall be upon the accused person. And any person contravening the provisions of this section shall be liable on conviction to a fine not exceeding ten pounds or in default of payment to imprisonment with or without hard labour for any period not exceeding two months.

3. For the purposes of this Proclamation

(a) "Kaffir beer" shall in addition to the liquor commonly so called include fermented liquor made from prickly pears, commonly called "prickly pear beer" and fermented liquor made from honey called "honey beer";

(b) "mokolane" shall mean any fermented liquor made from the palm tree;

(c) "khadi" shall mean any fermented liquor made from the root known as "khadi" and golden syrup, treacle, or molasses.

4. This Proclamation may be cited as the Bechuanaland Protectorate Liquor Law Amendment Proclamation 1921 and shall have force and take effect from the date of its publication in the *Gazette*.

GOD SAVE THE KING.

Given under my Hand and Seal at Pretoria this Seventh day of October One thousand Nine hundred and Twenty-one.

ARTHUR FREDERICK,
High Commissioner.

By Command of His Royal Highness the
High Commissioner.

C. L. O'B. DUTTON,
Acting Imperial Secretary.

(Printed by the Government Printer, Pretoria.)

HIGH COMMISSIONER'S NOTICE No. 74 of 1921.

With reference to High Commissioner's Proclamations No. 67, No. 68, No. 69, and No. 71 of 1921, the following Orders of His Majesty the King-in-Council, dated the 27th day of May, 1921, and entitled the Treaty of Peace (Austria) (No. 2) Amendment Order 1921 and the Treaty of Peace (Bulgaria) (No. 2) Amendment Order 1921 are published for general information.

By Command of His Royal Highness the
High Commissioner.

C. L. O'B. DUTTON,
Acting Imperial Secretary.

High Commissioner's Office,
Capetown, 7th October, 1921.

AT THE COURT AT BUCKINGHAM PALACE,
the 27th day of May, 1921.

PRESENT:

THE KING'S MOST EXCELLENT MAJESTY-IN-COUNCIL.

Whereas in pursuance of the powers conferred on Him by the Treaty of Peace (Austria and Bulgaria) Act, 1920, His Majesty-in-Council was pleased to make the Treaty of Peace (Austria) Order, 1920, and it is expedient that the said Order should be amended in manner herein after appearing:—

Now, therefore, His Majesty, by and with the advice of His Privy Council, is pleased to order, and it is hereby ordered as follows:—

1. The provisions of the Treaty of Peace (Austria) Order, 1920, set out in the first column of the Schedule to this Order shall be amended in the manner shown in the second column of that Schedule.

2. This Order may be cited as the Treaty of Peace (Austria) (No. 2) Amendment Order, 1921, and this Order shall be included amongst the Orders which may be cited together as the Treaty of Peace (Austria) Orders, 1920 to 1921.

ALMERIC FITZROY.

SCHEDULE.

Article. Nature of Amendment.

1 (i). At the end of paragraph (i) the following proviso shall be inserted:—

"Provided further that where it is alleged that any property, right, or interest is not subject to the said charge by reason of its belonging to a person who has acquired *ipso facto* the nationality of an Allied or Associated Power in accordance with the provisions of the Treaty, the Administrator shall be entitled to make such charges as, subject to the consent of the Treasury, he may consider necessary to cover the costs incurred by him in investigating the allegation and in tracing and identifying the said property, right, or interest."

1 (ii). At the end of sub-paragraph (d) there shall be inserted the words "and to require any person having in his possession any documents of title to any such shares, stock, or other securities to deliver the same to him, and an acknowledgment of such delivery signed by him shall be a sufficient discharge to the person delivering the same."

After sub-paragraph (e) the following sub-paragraph shall be inserted:—

"(ee) A certificate by the Administrator that any property, right, or interest is subject to the charge shall be sufficient evidence of the facts stated in the certificate, and where any such application, requirement, or demand of the Administrator as aforesaid is accompanied by such a certificate, the company, municipal authority, or other body by whom the securities were issued or are managed, the person in possession of the property transferable by delivery, or the person by whom a sum of money is due, shall comply with the application, requirement, or demand, and shall not be liable to any action or other legal proceeding in respect of such compliance, but if it is subsequently proved that the property, right, or interest was not subject to the charge, the owner thereof shall be entitled to recover the same from the Administrator, or, if it has been sold, the proceeds of the sale, but not to any other remedy."

In sub-paragraph (h) after the words "a Bulgarian national" there shall be inserted the words "or any person who claims that any property, right, or interest belonging to him is not subject to the charge by reason of his having acquired *ipso facto* the nationality of an Allied or Associated Power in accordance with the provisions of the Treaty."

1 (xvii). For the words "ten months" there shall be substituted the words "eighteen months."

AT THE COURT AT BUCKINGHAM PALACE,
the 27th day of May, 1921.

PRESENT:

THE KING'S MOST EXCELLENT MAJESTY-IN-COUNCIL.

Whereas in pursuance of the powers conferred on Him by the Treaty of Peace (Austria and Bulgaria) Act, 1920, His Majesty-in-Council was pleased to make the Treaty of Peace (Bulgaria) Order, 1920, and it is expedient that the said Order should be amended in manner herein after appearing:—

Now, therefore, His Majesty, by and with the advice of His Privy Council, is pleased to order, and it is hereby ordered as follows:—

1. The provisions of the Treaty of Peace (Bulgaria) Order, 1920, set out in the first column of the Schedule to this Order shall be amended in the manner shown in the second column of that Schedule.

2. This Order may be cited as the Treaty of Peace (Bulgaria) (No. 2) Amendment Order, 1921, and this Order shall be included amongst the Orders which may be cited together as the Treaty of Peace (Bulgaria) Orders, 1920 to 1921.

ALMERIC FITZROY.

SCHEDULE.

Article. Nature of Amendment.

1 (ix). At the end of paragraph (ix) the following proviso shall be inserted:—

"Provided further that where it is alleged that any property, right, or interest is not subject to the said charge by reason of its belonging to a person who is not a national of the former Austrian Empire within the meaning of this Order, the Administrator shall be entitled to make such charges as, subject to the consent of the Treasury, he may consider necessary to cover the costs incurred by him in investigating the allegation and in tracing and identifying the said property right, or interest."

1 (x). At the end of sub-paragraph (d) there shall be inserted the words "and to require any person having in his possession any documents of title to any such stock, shares, or other securities to deliver the same to him, and an acknowledgment of such delivery signed by him shall be a sufficient discharge to the person delivering the same."

After sub-paragraph (e) the following sub-paragraphs shall be inserted:—

"(ee) Where the property, right, or interest subject to the charge consists of any sum of money due to an Austrian national (not being an enemy debt within the meaning of Article 248 of the Treaty) it shall be payable to the Administrator, and shall be paid to him on demand, and the Administrator shall have the power to enforce the payment thereof, and for that purpose shall have all such rights and powers as if he were the creditor."

"(eee) A certificate by the Administrator that any property, right, or interest is subject to the charge shall be sufficient evidence of the facts stated in the certificate, and where any such application, requirement, or demand of the Administrator as aforesaid is accompanied by such a certificate, the company, municipal authority, or other body by whom the securities were issued or are managed, the person in possession of the property transferable by delivery, or the person by whom a sum of money is due, shall comply with the application, requirement, or demand, and shall not be liable to any action or other legal proceedings in respect of such compliance, but if it is subsequently proved that the property, right, or interest was not subject to the charge, the owner thereof shall be entitled to recover the same from the Administrator, or, if it has been sold, the proceeds of sale, but not to any other remedy."

In sub-paragraph (g) after the words "a national of the former Austrian Empire" there shall be inserted the words "or any person who claims that any property, right, or interest belonging to him is not subject to the charge by reason of his not being a national of the former Austrian Empire."

1 (xxiv). For the words "ten months" there shall be substituted the words "eighteen months."

2. After the words "foregoing provisions of this Order" there shall be inserted the words "but not including the schedule therein referred to."

(Printed by the Government Printer, Pretoria.)

In the Insolvent Estates of WILLIAMS & MITCHELL, Traders, of Teyateyaneng, Basutoland, and of WILLIE CHARLES WILLIAMS and ARTHUR THOMAS MITCHELL, both of Teyateyaneng.

Notice is hereby given that the above Estates having been placed under Voluntary Sequestration by Order of the Court of Resident Commissioner of Basutoland, dated 6th October, 1921, two Meetings of Creditors will be held before the Assistant Commissioner at Teyateyaneng, at 10 o'clock in the morning, on Friday, the 4th of November, and Friday, the 11th of November, 1921, respectively, the first for receiving Proofs of Debt against the said Estate, and the second for the same purpose and for the election of a Trustee or Trustees.

E. G. DUTTON,
Master of Court, Basutoland.

Maseru, 6th October, 1921.

SOUTHERN LIFE ASSOCIATION.

LOST POLICY.

Policy No. 20388, effected for the sum of £500, on the life of
NEIL MORRISON MACFARLANE.

Application having been made for a duplicate of the above policy, the original being lost, notice is hereby given that unless the original be produced at this office within three months hereof an official copy will be issued.

By order of the Board:

ERNEST C. THOMAS,
General Manager and Actuary.

Southern Life Buildings,
Capetown, 26th September, 1921.

[7-14-21]